

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DANIEL JOSEPH SANGREY,

Defendant.

**CR-00-100-GF-BMM**

**ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS**

United States Magistrate Judge John Johnston conducted a revocation hearing in this matter on February 14, 2019. (Doc. 146.) The United States accused Defendant Daniel Joseph Sangrey of violating his conditions of supervised release by: 1) failing to report for substance abuse testing; 2) failing to notify his probation officer of a change in employment; and 3) failing to attend appointments for substance abuse treatment. (Doc. 141 at 2-3.) Sangrey admitted to all three violations of his supervised release. (Doc. 151 at 2-3.)

Judge Johnston entered Findings and Recommendations on February 19, 2019. (Doc. 151.) Judge Johnston recommended that the Court revoke Sangrey's supervised release. *Id.* at 3. Judge Johnston recommended that the Court commit

Sangrey to the custody of the Bureau of Prisons for period of 13 months, without a term of supervised release to follow. *Id.*

Sangrey waived his right to object to Judge Johnston's Findings and Recommendations. *Id.* at 3-4. The Government did not file an objection. The Court will review Judge Johnston's Findings and Recommendations for clear error. *See McDonnell Douglas Corp. v. Commadore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981). The Court finds no clear error in Judge Johnston's Findings and Recommendations. Sangrey's violations represent a serious breach of the Court's trust. A custodial sentence of 13 months, with no term of supervised release to follow, is a sufficient, but not greater than necessary sentence.

**IT IS ORDERED** that Judge Johnston's Findings and Recommendations (Doc. 151) is **ADOPTED IN FULL**.

**IT IS FURTHER ORDERED** that Defendant Daniel Joseph Sangrey is sentenced to 13 months in custody with no period of supervised release to follow.

DATED this 1<sup>st</sup> day of March, 2019.



Brian Morris  
United States District Court Judge